

BEFORE THE  
COMMISSION ON STATE MANDATES  
STATE OF CALIFORNIA

RECONSIDERATION OF PRIOR DECISION  
ON:

Education Code Sections 35256.1 and 41409.3,  
added by Statutes 1989, Chapter 1463;

Education Code Section 41409, as amended by  
Statutes 1992, Chapter 759;

Education Code Section 33126, as amended by  
Statutes 1993, Chapter 1031, Statutes 1994,  
Chapter 824; and

Education Code Section 35258, as added by  
Statutes 1997, Chapter 918.

Directed by Statutes 2004, Chapter 895, Section  
18 (Assem. Bill No. 2855),

Effective January 1, 2005.

Case No.: 04-RL-9721-11

*School Accountability Report Cards I*

NOTICE OF REHEARING ON REVISED  
FINAL STAFF ANALYSIS AND PROPOSED  
STATEMENT OF DECISION

REHEARING DATE: JULY 28, 2005

TO: Bakersfield City School District  
Sweetwater Union High School District  
Department of Education  
Department of Finance  
State Controller's Office  
Legislative Analyst  
Interested Parties and Legislative Committees

This matter was heard at the May 26, 2005 hearing. The motion to approve the staff analysis resulted in a tie vote. On June 20, 2005, a new member was appointed to the Commission on State Mandates. Therefore, with this change in membership, a rehearing is scheduled for July 28, 2005, pursuant to section 1182, subdivision (c)(1) of the Commission's regulations.

**Commission Hearing – July 28, 2005**

The Commission will hear and determine this reconsideration, and may adopt the proposed revised statement of decision on **July 28, 2005** at 9:30 a.m. in Room 126 of the State Capitol, Sacramento, California. If a decision is not adopted in July, the revised decision will be set for adoption at the September 29, 2005 hearing.

With the exception of section 1188.4 of the Commission's regulations, the hearing procedures in article 7 of the Commission's regulations in effect at the time of the hearing will apply. Since

this reconsideration was not requested pursuant to Government Code section 17559, the hearing procedures set forth in section 1188.4 do not apply in this case.

Representatives of interested parties and affected state agencies and the Legislature, will be asked to notify the Commission staff if they wish to testify. Time limits may be imposed if necessary.

A revised final staff analysis and proposed statement of decision on the reconsideration is posted on the Commission's website:

[csm.ca.gov/Hearing Agendas/](http://csm.ca.gov/Hearing%20Agendas/) July28, 2005

These documents reflect the May hearing testimony, subsequent interested party comments filed through July 18, 2005, and recent changes made to Government Code section 17556 by AB 138, a budget trailer bill chaptered July 19, 2005.

If you have any questions regarding this matter, please contact Katherine Tokarski, Commission Counsel at (916) 445-9429.

Dated: July 21, 2005

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PAULA HIGASHI, Executive Director